UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

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)
) Case No. 04-10904 (PBS)
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STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Fed.R.Civ.P. 41(a)(1), the parties hereby stipulate and agree that all claims and counterclaims in the above matter shall be dismissed with prejudice, with each party to bear its own costs.

MEDIPLEX REHABILITATION OF MASSACHUSETTS, INC. By its attorneys,

910 SARATOGA AND 16-20 TRIDENT STREETS, LLC, and 910 SARATOGA AND 16-20 TRIDENT STREETS OPERATING COMPANY, LLC, By their attorneys,

Joseph S.U. Bodoff Richard P. O'Neil Bodoff & Slavitt LLP 225 Friend Street Boston, MA 02114 (617) 742-7300

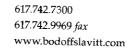
Ruhard P. Omil

Dated: August 18, 2004

Anthony J. Cichello, Esq. Krokidas & Bluestein 141 Tremont Street

Boston, MA 02111 (617) 482-7211

225 Friend Street Boston, MA 02114-1812





August 18, 2004

BY HAND DELIVERY

Clerk, U.S. District Court for the District of Massachusetts John Joseph Moakley U.S. Courthouse 1 Courthouse Way Boston, MA 02210

Mediplex Rehabilitation of Massachusetts, Inc. v. 910 Saratoga and 16-20 Re: Trident Street, LLC, and 910 Saratoga and 16-20 Trident Streets Operating Company, LLC

Case No. 04-10904 (PBS)

Christine Yamovily

Dear Sir or Madam:

Enclosed please find an original and one copy of a Stipulation of Dismissal with Prejudice in connection with the above-referenced matter. Kindly file the original and return the date-stamped copy to my messenger.

Sincerely yours,

Christine Yancovitz

Paralegal

Enclosures

Anthony J. Cichello, Esq. (w/ enclosure via first-class mail) cc: